IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

BAIL APPL..NO. 7277 OF 2006()

CRIME NO.122/06 OF PERUMBADAPPU POLICE STATION

: PETITIONER/ACCUSED:

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1. MAMMUNJU, S/O.KARUTHUTTY,
   CHITTURAKKATTIL, PALAPETTY.

2. RAPHY, S/O.MOHAMMED ALI,
   ACHARINAKATH, PALAPETTY.

3. SADIQUE, S/O. MYTHEENKOYA,
   KARUTHARAN HOUSE, PALAPETTY.

4. SHAHOO, S/O.MOHAMMED ALI,
   KANDAKOTTE HOUSE, PALAPETTY.

5. MOHISIN, S/O.MOHAMMED ALI,
   KANDAKOTTE HOUSE, PALAPETTY.

6. SATAR, S/O. ABU,
   PALLIAKAYIL HOUSE, PALAPETTY.

BY ADV. SRI.K.J.SAJI ISAAC

RESPONDENT:

SUB INSPECTOR OF POLICE,
PERUMPADAPPU, REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

B.A.No. 7277 OF 2006

DATED THIS THE 19TH DAY OF DECEMBER, 2006

O R D E R

Petitioners who are accused Nos.1, 2, 4 and 5 in Crime No.122/06 of Perumbadappu Police Station for offences punishable under sections 143, 147, 148, 454, 324 and 308 read with section 149 IPC, seek anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The occurrence took place on 5.7.2006 during the course of which the defacto complainant and three others were allegedly attacked with deadly weapons like sword, iron pipe, etc. The defacto complainant sustained 11 incised injuries.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioners should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioners surrender before the Magistrate concerned and file an application for regular bail within 10 days from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

With this direction, this petition is dismissed.

V.RAMKUMAR, JUDGE

dsn